



#912
RECEIVED
SEP 28 2001
TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

ATKINSON et al.

Serial No.: 09/505,209

Filed: February 16, 2000

Atty. File No.: 2265-11-1

For: "DEVICE AND METHOD FOR
REGENERATION AND REPAIR
OF CARTILAGE LESIONS"

Commissioner for Patents
Washington, D.C. 20231

Group Art Unit: 1633

Examiner: Kerr, J.

AMENDMENT AND RESPONSE

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS
FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO
COMMISSIONER OF PATENTS, WASHINGTON, D.C., 20231
ON SEPTEMBER 10, 2001.

SHERIDAN ROSS P.C.

BY: C. Ross P.C.

Dear Sir:

This Amendment and Response is filed in response to a first Office Action having a mailing date of May 9, 2001. Enclosed herewith is a request for a one month extension of time, with the requisite fee, to extend the time for responding from August 9, 2001 to September 9, 2001. No additional fees are believed to be due in connection with this Amendment and Response, but in the event that fees are due, please debit Deposit Account No. 19-1970.

Please amend and reconsider the above-identified patent application as follows.

IN THE SPECIFICATION:

Please add the following new subheading and paragraph to page 1, line 3, immediately following the title of the application:

--CROSS REFERENCE TO RELATED APPLICATIONS

This application claims the benefit of priority under 35 U.S.C. § 120 as a continuation-in-part, ^{now allowed,} of copending U.S. Patent Application Serial No. 09/250,370, filed February 16, 1999, and entitled "Device and Method for Regeneration and Repair of Cartilage Lesions", which is a continuation-in-part under 35 U.S.C. § 120 of PCT Application No. PCT/EP 98/05100, entitled "Composition and Device for In Vivo Cartilage Repair Comprising Nanocapsules with Osteoinductive And/or

97

A

AmF
9/21/02
A